

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

NORMAN E. LACEY,

Plaintiff,

V.

CITY OF AUBURN,

Defendant.

CASE NO: 3:06-CV-1145-MEF

DEFENDANT'S RESPONSIVE DEPOSITION DESIGNATION

COMES NOW the Defendant City of Auburn and in response to Plaintiff's Deposition Designations, this Defendant makes the responsive deposition designations:

1. This Defendant adopts and incorporates herein Defendant's Deposition Designation which were filed March 19, 2008.
2. This Defendant makes the following responsive deposition designation which it expects to use. However, by listing same Defendant does not waive any objection it might have to the attempted use of same by Plaintiff:

Page	Line(s)	Page	Line(s)
8	5-6	111	15-23
9	15-18; 21-22	112	1-3
10	10-11; 16-17; 20-23	116	18-23
11	4-9; 12-23	117	12-19
12	1-10; 21-23	118	2-4 (stop after “rarely”); 13-23

13	1-18	119	1-9; 14-17 (start with "would" and end with "No, sir"); 20-23 (stop with "system".)
17	18-20	120	4-10; 19-23
18	9-11	121	1-12
25	13-19	122	5-18
26	1-4; 14-18	124	20-23
27	11-23	125	1-11
28	1-12	126	3-17 (stop with first sentence)
30	7-12	127	23
31	20-23	128	1-8
32	1	130	20-23
34	5-8	131	1-4
37	10-18	134	5-7; 14-23
38	18-23	135	1-2
39	1-9	144	23
42	11-21	145	1-9
49	15-20	148	15-23
50	21-23	149	1-8; 16-19 (stop with "maintenance".)
51	1-7	152	22-23
51	8-14	153	1-9
54	5-15	159	20-22
58	10-12; 19-23	160	8-10
63	15-23	165	6-23
68	18-23	167	6-23
69	1-7; 19-23	168	1-12 (stop with "aware of".)
70	1-2	169	2-5

82	21-23	172	7-23
83	1-3; 6	173	6-13
85	14-16	174	16-23
86	1-7	175	1-5 (ends with "that way fine")
87	4-6	175	6-23
92	3-5	176	1-2; 9-13; 16-18 (stop with "responsibility"); 21-22 (this goes after "responsibility".); 21-22
93	4-17	177	7-16
94	21-23	195	14-21
95	1-2	197	10-18
96	8-12	198	12-16
97	23	200	9-14
98	1-9	203	1-11
99	6-15	206	7-16; 21-23
100	7-23		
101	1-3; 8-11		
102	11-13		
106	17-23		
107	1-23		
108	1-23		
109	1-23		
110	1-14		

/s/ *Randall Morgan*

Randall Morgan [MORG8350]
Attorney for Defendant City of Auburn

OF COUNSEL:

HILL, HILL, CARTER, FRANCO,
COLE & BLACK, P.C.
425 South Perry Street
Montgomery, Alabama 36104
334-834-7600

CERTIFICATE OF SERVICE

I hereby certify the foregoing has been duly served on the following via E-Mail and U.S. Mail, properly addressed and first-class postage prepaid on this the 26th day of March, 2008:

Roderick E. Cooks, Esq.
Winston Cooks, LLC
The Penick Building
319 17th Street North
Birmingham, Alabama 35203

/s/ *Randall Morgan*

OF COUNSEL